

Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

Listing of Claims:

1. (Previously Presented) A paint container, comprising:
 - a body having a bottom, a plurality of side walls, and a top;
 - ~~an a threaded raised neck portion attachment mechanism~~ located proximate the top, the ~~attachment mechanism~~ neck portion being offset from a center of the top of the body and defining an opening;
 - a cap configured to be secured to the ~~attachment mechanism~~ neck portion;
 - a spout extending upward proximate the top and at least partially surrounded by the neck portion ~~attachment mechanism~~, the spout permitting paint to be poured from the paint container;
 - a handle being pivotally attached to the body at two pivot points defining a pivot line extending through the center of the top of the body; the handle not extending beyond an outer periphery of the body; and
 - a channel located between the attachment mechanism and the spout, wherein paint spilled into the channel is directed into an interior of the body.
2. (Previously Presented) The paint container of claim 1, further including a channel opening adjacent the channel through which the paint flows back into the container.
3. (Original) The paint container of claim 2, wherein the spout is sized to permit entry of at least a two inch brush into the container.
4. (Cancelled)
5. (Cancelled)
6. (Cancelled)
7. (Previously Presented) The paint container of claim 1, further comprising a second handle formed into one or more of the plurality of side walls.

8. (Cancelled)

9. (Cancelled)

10. (Currently Amended) The paint container of claim 43, wherein the splash guard extends upward from the top of the body independent of the spout, the splash guard being external to the cap when the cap is secured to the neck portion, and the spout being covered by the cap when the cap is secured to the neck portion proximate the spout.

11. (Previously Presented) The paint container of claim 1, wherein the body is constructed of plastic.

12. (Cancelled)

13. (Previously Presented) The paint container of claim 1, wherein the cap is sized to function as a paint holder.

14. (Cancelled)

15. (Previously Presented) The paint container of claim 1, wherein the handle is attached to the top.

16. (Previously Presented) A paint container, comprising:
a body having a bottom, a plurality of side walls, and a top;
a threaded raised portion extending from the top;
a spout proximate the top and located within the raised portion, the spout defining a pouring direction;
a first handle located proximate the side walls; and
a second handle pivotally secured proximate the top and attached to the body along a line perpendicular to the pouring direction, the second handle being attached directly to a portion of the body at pivots spaced from and independent of the raised portion.

17. (Previously Presented) The paint container of claim 16, wherein the second handle is movable from a first position, in which a portion of the second handle is located in a depression in the top located between an outer periphery of the body and the raised portion.

18. (Original) The paint container of claim 17, wherein the first handle is located in a corner of the body.

19. (Original) The paint container of claim 18, wherein the spout is located adjacent a corner of the body opposite the first handle.

20. (Currently Amended) A paint container, comprising:
a body having a bottom, a plurality of side walls, and a top, the top including a flat region; and
a spout extending from the flat region and substantially surrounded by a raised neck portion ~~an attachment mechanism~~;
wherein the plurality of sides form a circumference that is noncircular;
an integral handle formed within the body; and
a second pivotal handle having a center portion removably received within a depression on the top proximate the integral handle and located between an outer periphery of the body and the raised neck portion and being spaced from and nonadjacent to both the outer periphery of the body and the raised neck portion.

21. (Original) The paint container of claim 20, further comprising an open channel formed through the top permitting spilled paint to flow into the paint container.

22. (Currently Amended) The paint container of claim 20, further comprising a splash guard disposed proximate the spout and not extending beyond an outer periphery of the body.

23. (Original) The paint container of claim 20, wherein the body is constructed of plastic.

24. (Cancelled)

25. (Previously Presented) The paint container of claim 20, wherein the integral handle is formed into one or more of the plurality of side walls.

26. (Previously Presented) The paint container of claim 20, wherein the second pivotal handle is attached to the top.

27-35. (Cancelled)

36. (Previously Presented) The paint container of Claim 1, wherein the cap includes a periphery having a plurality of finger grip recesses located therein.

37. (Previously Presented) The paint container of Claim 7, wherein the cap includes a periphery having a plurality of finger grip recesses located therein.

38. (Previously Presented) The paint container of claim 20, wherein the integral handle is formed within the side walls of the body.

39. (Previously Presented) The paint container of claim 1, further comprising a paint within an interior of the body.

40. (Cancelled)

41. (Previously Presented) The paint container of claim 16, further comprising a paint within an interior of the body.

42. (Previously Presented) The paint container of claim 20, further comprising a paint within an interior of the body.

43. (Currently Amended) The paint container of claim 1, further comprising a splash guard disposed proximate the spout and not extending beyond the outer periphery of the body.